

IN THE UNITED STATES RECEIVING OFFICE (RO/US)

APPLICANT: Elvir Causevic, Eldar Causevic

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INT. APPLN. NO.: PCT/US00/11389

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INT. FILING DATE: April 28, 2000

Legal Staff
International Division

FOR: HANDHELD AUDIOMETRIC DEVICE AND METHOD OF TESTING HEARING

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St. Louis, Missouri

04 702841

640.00 OP

December 27, 2001

PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION

Applicant, Elvir Causevic, pursuant to 37 CFR 1.137(b), hereby petitions the Commissioner of Patents and Trademarks to revive International Patent Application PCT/US00/11389, so as to enable applicant to enter the national stage of prosecution in the United States.

On 29 April 1999, applicant filed Provisional Application 60/131,542 with the U.S. Patent Office. On 28 April 2000, applicant filed International Application PCT/US00/11389, also in the U.S. Patent Office. The international application differs little from the U.S. provisional application and claims priority from the U.S. provisional application. The international application designated the U.S. Patent Office as the searching authority, and the U.S. Patent Office conducted the search. Thereafter, applicant elected to have the international application examined pursuant to Chapter II of the Treaty, and the U.S. Patent Office conducted the preliminary examination. At the conclusion of 30 months from the priority date, that is by 29 October 2001, applicant had entered the national stage in several foreign countries and in the European Patent Office. Applicant failed to enter the national stage in the United States, although it clearly intended to seek a patent on the invention in the United States. The undersigned attorney at the time thought a conventional United States application was on file,

but later recognized that the application he had in mind was a provisional application that had lapsed. The error was noted during a year-end review of cases statuses conducted for clients.

The entire delay in entering the national stage in the United States, which delay caused International Application PCT/US00/11389 to lapse into abandonment as to the United States, was unintentional.

Applicant submits herewith a check in the sum of \$640 to cover the fee prescribed by 37 CFR 1.17(m) for reviving an unintentionally abandoned application. Applicants are a small entity.

Applicant further submits herewith the papers required for entering the national stage of the prosecution for International Application PCT/US00/11389 in the United States, namely:

- (1) a copy of International Application PCT/US00/11389 as published under International Publication No. WO00/65983. No amendment was filed during pendency of the International application.
- (2) a copy of the International Preliminary Examination Report (Written Opinion and Notification of Transmittal).
- (3) an unexecuted oath in the form of a declaration.
- (4) a check in the sum of \$511 to cover the filing fee.
- (5) an information disclosure statement.
- (6) transmittal letter.

The international application is in the English language, so no translation is submitted. It did not undergo amendment.

Please charge any deficiencies in the fees submitted or refund any overpayments to Deposit Account 162201.

Revival of International Application PCT/US00/11389 and entry into the national stage
of prosecution in the United States is respectfully requested.

Respectfully submitted,

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